

CALIFORNIA COASTAL COMMISSION

South Coast Area Office
200 Oceangate, Suite 1000
Long Beach, CA 90802-4302
(562) 590-5071

**W 7c**

December 21, 2005

TO: Commissioners and Interested Persons

FROM: DEBORAH LEE, DEPUTY DIRECTOR
TERESA HENRY, SOUTH COAST DISTRICT MANAGER
KARL SCHWING, ORANGE COUNTY AREA SUPERVISOR
MEG VAUGHN, COASTAL PROGRAM ANALYST

SUBJECT: **Request to extend the ninety-day time limit for Commission action on City of Laguna Beach LCP Amendment Request No. 1-04 (for Commission Action at the January 11-13, 2006 meeting in Los Angeles).**

On December 10, 2005, Local Coastal Program Amendment (LCPA) LGB-MAJ-1-04 was deemed to be complete and in proper order for filing pursuant to Section 30510(b) of the Coastal Act. The amendment was initially submitted by the City of Laguna Beach on July 26, 2004. On August 9, 2004, Coastal Commission staff notified the City that the submittal was incomplete and that additional information would be required to complete the submittal. The proposed amendment is a request to amend the certified Local Coastal Program (LCP), via a comprehensive update of Ordinances within the City's certified Implementation Plan that were approved by the City in the past, but inadvertently not submitted for action by the Coastal Commission. The amendment is intended to make the City's version of the Implementation Plan and the certified version of the Implementation Plan consistent; in addition, the amendment includes one LUP change to the fuel modification guidelines; as well as combination of previously submitted, but heretofore incomplete LCP amendments previously numbered 1-05 which proposes revisions to the parking ordinance; and 2-05 which proposes changes to the noise ordinance. All of these amendment requests will be considered together as single amendment request: LCPA No. LGB-Maj-1-04.

Pursuant to Sections 30512, 30513 and 30514 of the Coastal Act, an LCP amendment that includes changes to the IP portion of a certified LCP must be scheduled for a public hearing and the Commission must take action within sixty days of a complete submittal; and for an LUP amendment the Commission must take action within ninety days of a complete submittal. The 90th day after the City's filing of the complete submittal is March 10, 2006.

However, this deadline may be extended for good cause. Public Resources Code (PRC) Section 30517 allows the Commission to extend any time limitation established by Chapter 6 of Division 20 of the PRC, wherein lies Sections 30512, 30513 and 30514, for up to a year. Staff is recommending that the Commission extend the time limit for the review of the LCP amendment request. The time extension would allow for a thorough review of the City's proposed changes.

STAFF RECOMMENDATION

Staff recommends that the Commission extend the deadline for Commission action for one year (i.e. to March 10, 2007).

MOTION: I move that the Commission extend the time limit to act on the City of Laguna Beach Local Coastal Program Amendment No. 1-04 for a period of one year.

Staff recommends a **YES** vote. An affirmative vote of a majority of the Commissioners present is needed to pass the motion.